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UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/790,033	03/02/2004	James Wilson-MacDonald	1011-001-10316

GREENBERG TRAURIG, LLP
885 Third Avenue
New York, NY 10022



CONFIRMATION NO. 9744

FORMALITIES LETTER



OC000000012789250

Date Mailed: 05/27/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

12/01/2004 JBALINAH 00000012 501561 10790033

01 FC:2051 65.00 DA

*A copy of this notice **MUST** be returned with the reply.*

12/01/2004 JBALINAH 00000009 501561 10790033

01 FC:2051 65.00 DA


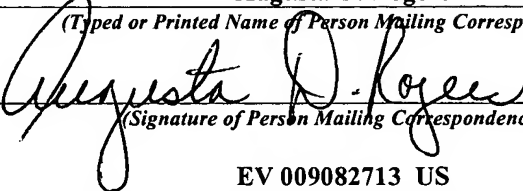
12/01/2004 JBALINAH 00000013 501561 10790033
01 FC:2051 65.00 DA

M-WAILE

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s): James WILSON-MACDONALD et al.			Docket No. 1011-001-10316	
Serial No. 10/790,033	Filing Date 03/02/2004	Examiner N/A	Group Art Unit 3732	
Invention: ORTHOPAEDICS DEVICE AND SYSTEM				
<div style="text-align: center;"></div>				
<p>I hereby certify that this <u>RESPONSE TO NOTICE TO FILE MISSING PARTS Filing date Granted (PTO-1533)</u> (Identify type of correspondence)</p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under <u>Mail Stop Missing Parts, Commissioner for Patents,</u> 37 CFR 1.10 in an envelope addressed to: Director of the United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on <u>November 29, 2004</u> (Date)</p> <p style="text-align: right;"><u>Augusta D. Rogers</u> (Typed or Printed Name of Person Mailing Correspondence)  (Signature of Person Mailing Correspondence) <u>EV 009082713 US</u> ("Express Mail" Mailing Label Number)</p>				
<p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>				

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
1011-001-10316

In Re Application Of: **James WILSON-MACDONALD; David Wycliffe MURRAY;
Thomas Allard-Xander BONNEMA; Martijn HEIKENS**

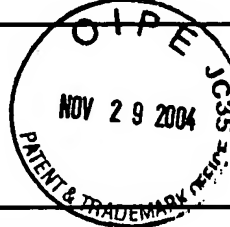
Serial No.
10/790,033

Filing Date
03/02/2004

Examiner
N/A

Group Art Unit
3732

Invention: **ORTHOPAEDICS DEVICE AND SYSTEM**



Mail Stop Missing Parts

TO THE COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
May 27, 2004
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ _____ verified small entity declaration(s)
 - ☐ is/are attached.
 - ☐ was/were filed on _____
- ☐ A separate request for refund.
- ☒ Other (list):

Unsigned Declaration (Form PTO/SB/01) (3 pages); Signed Powers of Attorney (4 pages) and Unsigned Powers of Attorney (4 pages)

12/01/2004 JBALINAN 00000009 501561 10790033

02 FC:2254 765.00 DA

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
1011-001-10316

In Re Application Of: **James WILSON-MACDONALD; David Wycliffe MURRAY;
Thomas Allard-Xander BONNEMA; Martijn HEIKENS**

Serial No.
10/790,033

Filing Date
03/02/2004

Examiner
N/A

Group Art Unit
3732

Invention: **ORTHOPAEDICS DEVICE AND SYSTEM**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☐ Utility application filing fee _____

☐ Design application filing fee _____

☐ Total number of independent claims = _____

☐ Total number of claims = _____

☐ Multiple dependent claims _____

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$65.00**

☐ Petition and fee for filing by other than all the inventors or a person not the inventor _____

☐ Fee for processing an application filed with a non-English language specification _____

☐ Fee for processing and retention of application _____

Total completion of application fees **\$65.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☐ Three months ☒ Four months ☐ Five months

from: July 27, 2004
Date

until: November 29, 2004
Date

Total time extension fees **\$765.00**

Total fees due **\$830.00**

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
1011-001-10316

In Re Application Of: **James WILSON-MACDONALD; David Wycliffe MURRAY;
Thomas Allard-Xander BONNEMA; Martijn HEIKENS**

Serial No.
10/790,033

Filing Date
03/02/2004

Examiner
N/A

Group Art Unit
3732

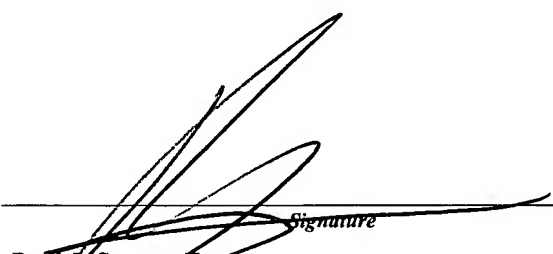
Invention: **ORTHOPAEDICS DEVICE AND SYSTEM**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of **\$830.00** is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **50-1561**
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **50-1561**



Signature
**Paul J. Sutton, Esq.
Greenberg Traurig, LLP
200 Park Avenue
New York, New York 10166
Tel: 212.801.2108**

Dated: **November 29, 2004**

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
1011-001-10316

In Re Application Of: **James WILSON-MACDONALD; David Wycliffe MURRAY;
Thomas Allard-Xander BONNEMA; Martijn HEIKENS**

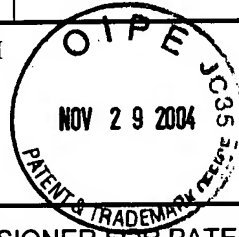
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10/790,033

Filing Date
03/02/2004

Examiner
N/A

Group Art Unit
3732

Invention: **ORTHOPAEDICS DEVICE AND SYSTEM**



TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☐ Utility application filing fee _____

☐ Design application filing fee _____

☐ Total number of independent claims = _____

☐ Total number of claims = _____

☐ Multiple dependent claims _____

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$65.00**

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☐ Fee for processing an application filed with a non-English language specification _____

☐ Fee for processing and retention of application _____

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